

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

MICHAEL SOMERVILLE,)	
on behalf of himself and)	
others similarly situated,)	
)	
)	
Plaintiff,)	
)	
v.)	
)	No. 09-cv-2507-JPM-cgc
AMERICAN CLOSEOUT WHOLESALE,)	
LLC, PLANTANTION HOME OUTLET,)	
LLC, and MIKE KENT,)	
)	
)	
Defendants.)	
)	

JUDGMENT

JUDGMENT BY COURT. The Plaintiff having voluntarily dismissed this case pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i) before any of the Defendants filed either an answer or motion for summary judgment,

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that, in accordance with the Notice of Voluntary Dismissal (Docket Entry ("D.E.") 11), filed March 5, 2010, this case is DISMISSED WITH PREJUDICE.

APPROVED:

/s/ JON PHIPPS McCALLA
CHIEF UNITED STATES DISTRICT JUDGE

March 5, 2010
Date